UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: KOONTZ-WAGNER CUSTOM CONTROL HOLDINGS LLC, Debtor.)) Case No. 18-33815)) (Chapter 7))
RODNEY D. TOW, CHAPTER 7 TRUSTEE,	
Plaintiff,) Adversary No. 20-03271
v.)
HELPING PEOPLE SUCCEED, INC. D/B/A EXPRESS EMPLOYMENT PROFESSIONALS,)))
Defendant.	

TRUSTEE'S MOTION TO EXTEND TIME FOR THE DEFENDANT TO FILE AN ANSWER OR OTHERWISE RESPOND TO THE TRUSTEE'S ORIGINAL COMPLAINT PURSUANT TO FEDERAL BANKRUPTCY RULE 7012

TO THE HONORABLE MARVIN ISGUR, UNITED STATES BANKRUPTCY JUDGE:

Rodney D. Tow (the "<u>Trustee</u>" or "<u>Plaintiff</u>"), in his capacity as chapter 7 trustee for the chapter 7 bankruptcy estate of Koontz-Wagner Custom Control Holdings, LLC (the "<u>Debtor</u>"), files this Trustee's Motion to Extend Time for the Defendant to File an Answer or Otherwise Respond to the Trustee's Original Complaint Pursuant to Federal Bankruptcy Rule 7012, and in support thereof would show this Court as follows:

1. On July 9, 2020, the Trustee filed his Trustee's Original Complaint (the "Complaint") to Avoid and Recover Transfers Pursuant to 11 U.S.C. §§547 and 550, and for Other Relief against the above-captioned defendant ("Defendant").

- 2. Pursuant to Federal Bankruptcy Rule 7012, the deadline for the Defendant to file an answer or otherwise respond to the Complaint is August 13, 2020.
- 3. The Trustee seeks an extension of that deadline for 90 days until October 12, 2020, to allow the Trustee and the Defendant time to potentially resolve the issues without either party incurring attorney's fees and costs of litigation.

WHEREFORE, the Trustee respectfully requests that the Court enter an order extending the answer deadline from August 13, 2020 until October 12, 2020, and for such other and further relief, at law and in equity, as this Court deems just.

Dated: July 17, 2020 Respectfully submitted,

BARRON & NEWBURGER, P.C.

/s/R. J. Shannon

R. J. Shannon (TBA No. 24108062) 7320 N MoPac Expy

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Special Counsel for Rodney D. Tow, Chapter 7 Trustee for Koontz-Wagner Custom Control Holdings LLC

CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2020, I caused a true and correct copy of the foregoing to be served on the Defendant's Registered Agent by regular first class mail at the following address:

Helping People Succeed, Inc., d/b/a Express Employment Professionals c/o Janet L. Isaacson 275 S. Main Street, Suite 200 Longmont, CO 80501

/s/R. J. Shannon

R. J. Shannon

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Plaintiff,) Adversary No. 20-03271
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HELPING PEOPLE SUCCEED, INC. D/B/A EXPRESS EMPLOYMENT PROFESSIONALS,)))
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ORDER EXTENDING TIME FOR THE DEFENDANT TO FILE AN ANSWER OR OTHERWISE RESPOND TO THE TRUSTEE'S ORIGINAL COMPLAINT PURSUANT TO FEDERAL BANKRUPTCY RULE 7012

Came on for consideration the Trustee's Motion to Extend Time for the Defendant to File an Answer to the Trustee's Original Complaint Pursuant to Federal Bankruptcy Rule 7012 (the "Motion"). The Court has considered the Motion and has determined that the relief sought therein should be granted. It is therefore,

ORDERED that the deadline for the above-captioned defendant to file an answer or otherwise respond to the Trustee's Original Complaint is hereby extended from August 13, 2020, until October 12, 2020.

Signed this day of July, 2020.	
	MARVIN ISGUR,
	UNITED STATES BANKRUPTCY JUDGE